

IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Applicant: CALI ST. JOHN  
Title: BUSINESS METHOD FOR INDICIA SANITARY BEVERAGE  
CAN  
Atty Docket No.: 946-5

DECLARATION AND POWER OF ATTORNEY  
ORIGINAL UTILITY APPLICATION  
CLAIMING PRIORITY FROM PROVISIONAL APPLICATION

The Honorable Commissioner  
of Patents and Trademarks  
Box: PATENT APPLICATION  
Washington, D.C. 20231

Dear Sir:

As the below-named inventor, I declare that the information given herein is true; that I believe that I am the original first and sole inventor of the invention entitled:

BUSINESS METHOD FOR INDICIA SANITARY BEVERAGE CAN

which is described and claimed in the specification of the above-captioned application; that I do not know and do not believe that the same was ever known or used in the United States of America before my invention thereof, or patented or described in any printed publication in any country before my invention thereof, or more than one year prior to this application, or in public use or on sale in the United States of America more than one year prior to this application; that the invention has not been patented or made the subject of an inventor's certificate issued before the date of this application in any country foreign to the United States of America more than twelve months prior to this application; that no

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application for patent or inventor's certificate on this invention has been filed in any country foreign to the United States of America prior to this application by me or my legal representatives, or assigns; and that I have never abandoned the invention.

As a named inventor, I hereby appoint the following attorney to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Robert J. Van Der Wall, Registration No. 28,125. Send correspondence to:

Robert J. Van Der Wall  
First Union Financial Center  
Suite 4600  
200 South Biscayne Boulevard  
Miami, Florida 33131-2310

Direct all telephone calls to the aforementioned attorney at:

(305) 358-6000

As the below-named inventor, my full name and address is:

CALI ST. JOHN  
1744 Lenox Avenue  
Miami, Florida 33139

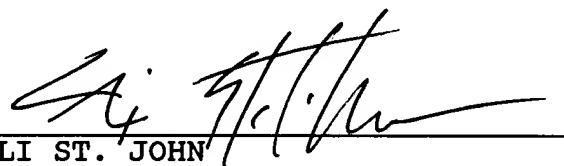
and I am a citizen of the United States of America. My post office address is the same as my residence address.

I hereby declare that I have reviewed and understand the contents of this application, including the claims. I acknowledge that I have a duty to disclose information of which I am aware which is material to the examination of this application in accordance with 37 C.F.R. 1.56(a).

I claim the benefit under 35 U.S.C. § 120 of my provisional patent application serial number 60/155,574 filed September 21,

1999, and insofar as the subject matter of each of the claims of this application is not disclosed in the aforesaid provisional application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56(a) which occurred between the filing date of the aforesaid provisional application and the filing date of this application.

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patent issuing thereon.

  
CALI ST. JOHN

Dated: \_\_\_\_\_

8/1/2000

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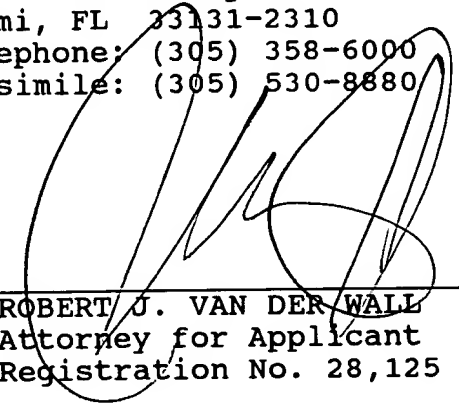
CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing paper is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Honorable Commissioner of Patents and Trademarks, Washington, D.C. 20231, on this 7th day of August, 2000.

Respectfully submitted,

ROBERT J. VAN DER WALL  
Suite 4600  
200 South Biscayne Boulevard  
Miami, FL 33131-2310  
Telephone: (305) 358-6000  
Facsimile: (305) 530-8880

By

  
\_\_\_\_\_  
ROBERT J. VAN DER WALL  
Attorney for Applicant  
Registration No. 28,125

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IN THE UNITED STATES  
PATENT AND TRADEMARK OFFICE

Applicant: CALI ST. JOHN  
Title: BUSINESS METHOD FOR INDICIA SANITARY BEVERAGE  
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Atty Docket No.: 946-5

DECLARATION CLAIMING SMALL ENTITY STATUS  
PURSUANT TO 37 C.F.R. 1.9(f)

The Honorable Commissioner  
of Patents and Trademarks  
Box: PATENT APPLICATION  
Washington, D.C. 20231

Dear Sir:

As the undersigned inventor, I hereby declare that I qualify as an independent inventor as defined in 37 C.F.R. 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the above-identified invention.

I have not assigned, granted, conveyed or licensed and I am under no obligation under contract or law to assign, grant, convey or license any rights in the invention to any person who could not be classified as an independent inventor under 37 C.F.R. 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 C.F.R. 1.9(d) or a non profit organization under 37 C.F.R. 1.9(e).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time

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of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate (37 C.F.R. 1.28(b)).

I further declare that all statements made herein of my own knowledge and belief are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title Eighteen of the United States Code, and that such willful false statements may jeopardize the validity of this application or any patents issuing thereon.

  
\_\_\_\_\_  
CALI ST. JOHN

Dated: \_\_\_\_\_

8/1/2000